MYSORE ACT No. VII OF 1923.

THE SUITS AGAINST GOVERNMENT ACT, 1923.

An Act to provide for Suits against Government.

(*As amended by Acts* III *of* 1945 *and* X *of* 1946.)

WHEREAS it is expedient to provide for suits against Government, His Highness the Maharaja is pleased to enact as follows :—

[1][**1.** (i) This Act may be called the Suits against Government Act, 1923.]

(ii) It shall extend to the [2][whole of the State of Mysore except Bellary District,] and

(iii) It shall come into force at once.

[1][**2.** A suit to which the Government of Mysore is a party as a defendant may be heard and determined by the Court having jurisdiction over the subject matter of the suit,] if the claim in respect of which the suit is brought is for any of the following reliefs :—

(*a*) for recovery of land, goods, or money in wrongful possession of Government or for compensation when restitution cannot be given ;

(*b*) for specific performance of contracts ;

(*c*) for damages for breach of contracts, express or implied ;

(*d*) for rents and mesne profits ;

(*e*) for the rectification or cancellation of any instrument ;

(*f*) for compensation for injury to person or property due to wrongful neglect or default in the management of any industrial concern owned by Government ;

[3][(*g*) or for reliefs arising from the infringement of a trade mark or otherwise relating to any right in a trade mark.]

3. Notwithstanding anything contained in the Code of Civil Procedure, no Civil Court shall take cognisance of any suit against Government except in regard to matters expressly provided for in this Act or in any other enactment for the time being in force.

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1. Substituted by Act X of 1946.
2. See the Mysore Adaptation of Laws Order, 1953.
3. Added by Act III of 1945.